

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

04 MAY 13 11:30 AM
FILED
TAMPA, FLORIDA

UNITED STATES OF AMERICA,

Case No. 8:03-CR-77-T-30TBM

v.

SAMI AMIN AL-ARIAN, et al.,

Defendants.

This motion/petition/stipulation has been granted
considered and is hereby
this 4 day of May

James S. Moody, Jr.
JAMES S. MOODY, JR.
U.S. DISTRICT JUDGE

**MOTION FOR EXTENSION OF TIME TO FILE MEMORANDUM
IN OPPOSITION TO GOVERNMENT'S MEMORANDUM OF LAW
IN SUPPORT OF MODIFICATION OF RULING ON SCIENTER**

COMES NOW the Accused, Dr. SAMI AMIN AL-ARIAN, by and through his undersigned counsel, and pursuant to Local Rule 3.09, requests this Honorable Court to extend the time permitted for filing an opposition to the Government's Motion for Reconsideration. As grounds for said Motion, the following is alleged:

1. The Government's Memorandum of Law in Support of their Motion for Modification of Ruling on Scienter was filed on April 26, 2004, and received by undersigned counsel on April 27, 2004. Pursuant to Local Rule 3.01, a timely response by the defense should be filed by May 1, 2004.
2. Tomorrow, May 4, 2004, undersigned counsel will be engaged in a conspiracy trial in the Eastern District of Virginia, before Senior District Judge James Cacheris, in the matter of the *United States of America vs. Keith Billingsley*. This matter, which was scheduled several months ago, is scheduled to take between two to four days to complete.

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3. This trial obligation requires defense counsel to seek additional time in order to properly respond to the Government's Motion. Because of the importance of the legal issues involved, counsel requests additional time of 10 days to fully brief the relevant law.

WHEREFORE, the Accused requests this Honorable Court to extend the time for the filing of a response to the Government's Motion an additional 10 days to May 20, 2004.

Dated: April 30, 2004

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'W. B. Moffitt', is written over a horizontal line.

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been

Sent via U. S. Mail this 3rd day of May 2004.

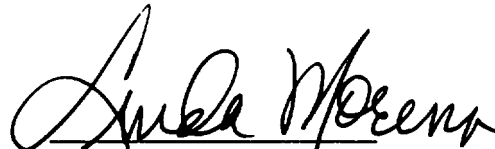
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